IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

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WRIT PETITION NO : 21389 of 1995

Between:

1 Smt. Asgari Begum, W/o. late M.A. Ahmed Mohiuddin,
R/o. Narsapur Village, Dilawarpur Mandal, Adilabad District.
2 Mustaq Mohiuddin, S/o. late M.A.Ahmed Mohiuddin,
R/o. Narsapur Village, Dilawarpur Mandal, Adilabad District.
3 Ashyak Mohiuddin, S/o. late M.A.Ahmed Mohiuddin,
R/o. Narsapur Village, Dilawarpur Mandal, Adilabad District.
4 Masarrat Sultana, D/o. late M.A.Ahmed Mohiuddin,
R/o. Narsapur Village, Dilawarpur Mandal, Adilabad District.
5 Nikhat Sultana, D/o. late M.A.Ahmed Mohiuddin,
R/o. Narsapur Village, Dilawarpur Mandal, Adilabad District.

..... PETITIONERS

AND

1 Union of India, rep. by its Secretary,
Prime Minister's National Relief Fund, New Delhi.
2 Secretary, National Foundation for Communal Harmony, 9th Floor,
'C' Wing, Lok Nayak Bhavan, New Delhi.
3 District Collector, Adilabad District, Adilabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or direction declaring the inaction of the respondents in not sanctioning the exgratia amount to the Petitioners from the Prime Minister's National Relief Fund and financial assistance to the Petitioners 2 to 5 from the National Foundation for Communal Harmony, as illegal, arbitrary and violative of Art.14 of the Constitution of India and further direct them to sanction the said amounts to the Petitioners forthwith and pass

Counsel for the Petitioner: MR.V.RAVINDER RAO

Counsel for the Respondents 1&2 : MR.ARAJASHEKAR REDDY

(SC FOR CG)

Counsel for the Respondent No.3 : ---

The Court made the following :

ORDER :

This writ petition is filed seeking to declare the inaction on the part of the respondents in not sanctioning the exgratia amount to the petitioners from the Prime Minister's National Relief Fund and financial assistance to the petitioners 2 to 5 from the National Foundation for Communal Harmony, as illegal and arbitrary and consequently to direct them to sanction the said amounts to the petitioners forthwith.

Heard the learned counsel for the petitioner and also the Standing Counsel for the Central Government.

Learned Standing Counsel for the Central Government submitted that in view of the report of the District Collector, Adilabad, dated 28.2.1997, an amount of Rs.1,00,000/-(Rupees one lakh) has been sanctioned and disbursed to the first petitioner herein on 19-1-1997. Learned Standing Counsel further submitted that in view of the granting and disbursing of the exgratia to the first petitioner herein, no further orders are necessary in this matter.

Recording the submissions made by the learned Standing Counsel, the writ petition is dismissed. No costs.

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N.V. RAMANA, J

08/10/2004

Kvrk

To

1 The Secretary, Union of India,
Prime Minister's National Relief Fund, New Delhi.
2 The Secretary, National Foundation for Communal Harmony, 9th Floor,
'C' Wing, Lok Nayak Bhavan, New Delhi.
3 The District Collector, Adilabad District, Adilabad.

4. Two CD copies.

HON'BLE SRI JUSTICE N. V. RAMANA

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W.P.NO. 21389 OF 1995

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`08TH OCTOBER 2004